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U.S. MAGISTRATE JUDGE  
BY \_\_\_\_\_

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

-oOo-

UNITED STATES OF AMERICA,

Plaintiff

v.

SAMUEL W. MOFFORD,

Defendant.

Case No. 2:19-mj- 774 - DJA

COMPLAINT for violation of:

Motor Vehicle Closure  
(43 C.F.R. § 8364.1(d));

Deface or destroy soil, rocks, or mineral  
(43 C.F.R. § 8365.1-2(a)(2);

Drain petroleum product from trailer or  
vehicle  
(43 C.F.R. § 8365.1-2(a)(2);

Unauthorized Use  
(43 C.F.R. § 29201-2(e))

BEFORE the United States Magistrate Judge, Las Vegas, Nevada, the undersigned  
complainant, being first duly sworn, states that:

**COUNT ONE**

***Motor Vehicle Closure***  
**43 C.F.R. § 8364.1(d)**

On or about July 12, 2019, in the State and Federal District of Nevada, within lands  
administered by the Bureau of Land Management (BLM) within the boundaries of the Las  
Vegas Valley, **SAMUEL W. MOFFORD**, defendant herein, was operating a motor

1 vehicle in an area posted closed to motor vehicles, to wit: **SAMUEL W. MOFFORD** was  
2 operating a Ford F150 bearing NV plate 645C71 with a tow trailer bearing NV plate  
3 43917X, in an area posted closed to motor vehicles; all in violation of Title 43, Code of  
4 Federal Regulations, Section 8364.1(d).

5 **Charge Two**

Deface or destroy soil, rocks, or minerals  
6 43 C.F.R. § 8365.1-5(a)(2)

7 On or about July 12, 2019, in the State and Federal District of Nevada, within lands  
8 administered by the Bureau of Land Management (BLM) within the boundaries of Las  
9 Vegas Valley, **SAMUEL W. MOFFORD**, defendant herein, did willfully deface, disturb,  
10 remove or destroy plants or their parts, soil, rocks or minerals or cave resources, to wit:  
11 **SAMUEL W. MOFFORD** was operating a Ford F150 bearing NV plate 645C71 with a  
12 tow trailer bearing NV plate 43917X, that was carrying two 55-gallon drums of oil that fell  
13 off and leaked approximately 10-15 gallons onto the desert soil causing damage to the  
14 natural resources.

15 **Charge Three**

Drain petroleum product or refuse or waste  
16 43 C.F.R. § 8365.1-1(b)(3)

17 On or about July 12, 2019, in the State and Federal District of Nevada, within lands  
18 administered by the Bureau of Land Management (BLM) within the boundaries of Las  
19 Vegas Valley, **SAMUEL W. MOFFORD**, defendant herein, did drain sewage or  
20 petroleum products or dump refuse or waste other than wash water from any trailer or  
21 other vehicle, to wit: **SAMUEL W. MOFFORD** was operating a Ford F150 bearing NV  
22 plate 645C71 with a tow trailer bearing NV plate 43917X, which was carrying two 55-  
23 gallon drums of oil that fell off the trailer and leaked approximately 10-15 gallons onto the  
24 desert soil.

**Charge Four**  
Unauthorized Use  
43 C.F.R. § 29201-2(e)

On or about July 12, 2019, in the State and Federal District of Nevada, within lands administered by the Bureau of Land Management (BLM) within the boundaries of Las Vegas Valley, **SAMUEL W. MOFFORD**, defendant herein, did knowingly and willfully use public lands without authorization to wit: **SAMUEL W. MOFFORD** was operating a Ford F150 bearing NV plate 645C71 with a tow trailer bearing NV plate 43917X, which was carrying two 55-gallon drums of oil that fell off the trailer and leaked onto the desert soil which was not authorized by the Bureau of Land Management.

Complainant, as and for probable cause, states the following:

1. Complainant is a Law Enforcement Ranger with the Bureau for Land Management, in Clark County, Nevada, and has been employed as a law enforcement officer for approximately 14 years.

2. The following information is the result of either complainant's own personal investigation or has been provided by other law enforcement officers:

(a) On July 12, 2019, Bureau of Land Management Law Enforcement Supervisory Ranger David Stolts was on routine patrol on public lands within the boundaries of the Las Vegas Valley, in Clark County, Nevada.

(b) At approximately 12:55 p.m., Stolts received a report from the Las Vegas Metropolitan Police Department (LVMPD) of a male dumping oil into the desert on Las Vegas Boulevard (SR 604), near mile marker 16.5.

(c) Stolts observed a BLM sign stating "no dumping and no motorized vehicles" posted on the road while entering the area. Stolts contacted the LVMPD Officer on scene identified as C. Eaton (P#8306).

1 (d) Officer Eaton indicated that the suspect **SAMUEL W. MOFFORD**  
2 stated the drums were not his and that they were out there in the desert already. **SAMUEL**  
3 **W. MOFFORD** also claimed that he bumped into the 55-gallon drums while he was  
4 driving, knocking them down. **SAMUEL W. MOFFORD** later changed his story and  
5 admitted that the 55-gallon drums were his and they fell off his trailer bearing NV plate  
6 43917X. **SAMUEL W. MOFFORD** stated he was bringing the oil to Primm and later  
7 stated he brings the oil into Las Vegas for recycling.

8 (e) Stoltz observed approximately 10 gallons of spilled used petroleum oil  
9 on the ground, several vehicle tracks, and roughly a dozen creosote bushes crushed in the  
10 tracks. BLM Hazmat was consulted to assess the area and cleaned up the oil. The cost to  
11 clean up the oil was approximately \$8,547.56.

12 (f) Multiple citations were issued to **MOFFORD**.  
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14

  
15 VICTORIA R WORFOLK, L.E. Ranger  
16 Bureau of Land Management

17 SUBSCRIBED and SWORN to before me

18 this 9<sup>th</sup> day of October, 2019.

19  
20   
21 HONORABLE DANIEL J. ALBREGTS  
22 UNITED STATES MAGISTRATE JUDGE  
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